

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

FLIESLER MEYER LLP 650 CALIFORNIA STREET 14TH FLOOR SAN FRANCISCO CA 94108

MAILED AUG 24 2010 OFFICE OF PETITIONS

In re Patent No. 7,624,166

FOOTE et al.

Issue Date: November 24, 2009

Application No. 10/727,310

Filed: December 2, 2003

Attorney Docket No. FXPL-01059US0

: DECISION ON REQUEST FOR

: RECONSIDERATION OF

: PATENT TERM ADJUSTMENT

: NOTICE OF INTENT TO ISSUE : CERTIFICATE OF CORRECTION

This is a decision on the petition filed on January 25, 2010, which is being treated as a petition under 37 CFR 1.705(d) requesting that the patent term adjustment indicated on the aboveidentified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by one thousand four hundred thirty-one (1431) days.

: AND

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted by one thousand four hundred thirty-one (1431) days is **GRANTED**.

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). No. additional fees are required.

The application is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by one thousand four hundred thirty-one (1431) days.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3211.

Christina Partera Donnell

Christina Tartera Donnell Senior Petitions Attorney Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

## UNITED STATES PATENT AND TRADEMARK OFFICE **CERTIFICATE OF CORRECTION**

PATENT

: 7,624,166 B2

DATED

: Nov. 24, 2009

**DRAFT** 

INVENTOR(S): Foote et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

Subject to any disclaimer, the term of this patent is extended or adjusted [\*] Notice: under 35 USC 154(b) by 1169 days

Delete the phrase "by 1169 days" and insert – by 1431 days--

Day : Monday Date: 8/23/2010



Time: 12:30:04

PTA Calculations for Application: <u>10/727310</u>						
Application Filing Date:	12/02/2003	PTO Delay (PTO):	1169			
Issue Date of Patent:	11/24/2009	Three Years:	0			
Pre-Issue Petitions:	0	Applicant Delay (APPL):	0			
Post-Issue Petitions:	0	Total PTA (days):	1431			
PTO Delay Adjustment:	262					

	File Contents History						
Number	Date	Contents Description	PTO	APPL	START		
93	08/23/2010	ADJUSTMENT OF PTA CALCULATION BY PTO	262				
88.5	11/04/2009	PTA 36 MONTHS					
88	11/24/2009	PATENT ISSUE DATE USED IN PTA CALCULATION					
87	10/23/2009	EXPORT TO FINAL DATA CAPTURE					
86	10/22/2009	DISPATCH TO FDC					
85	10/22/2009	DISPATCH TO FDC					
84	10/21/2009	APPLICATION IS CONSIDERED READY FOR ISSUE					
83	10/16/2009	ISSUE FEE PAYMENT VERIFIED					
82	10/16/2009	ISSUE FEE PAYMENT RECEIVED					
81	09/25/2009	FINISHED INITIAL DATA CAPTURE					
77	09/01/2009	MAIL NOTICE OF ALLOWANCE					
76	08/28/2009	ISSUE REVISION COMPLETED					
75	08/28/2009	DOCUMENT VERIFICATION					
74	08/28/2009	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED					
73	08/28/2009	NOTICE OF ALLOWABILITY					
66	06/26/2009	DATE FORWARDED TO EXAMINER					
		RESPONSE AFTER NON-FINAL ACTION					
64	04/21/2009	MAIL EXAMINER INTERVIEW SUMMARY (PTOL - 413)			·		
63	04/14/2009	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)					
62	03/17/2009	MAIL NON-FINAL REJECTION					
61	03/16/2009	NON-FINAL REJECTION					
58	01/06/2009	DATE FORWARDED TO EXAMINER					

56 55	01/06/2009	DATE FORWARDED TO EXAMINER			
55		DATE FOR WARDED TO EXAMINER			
	01/02/2009	REQUEST FOR CONTINUED EXAMINATION (RCE)		·	
54	01/06/2009	DISPOSAL FOR A RCE / CPA / R129			
53	01/02/2009	WORKFLOW - REQUEST FOR RCE - BEGIN			
52	12/22/2008	MAIL ADVISORY ACTION (PTOL - 303)			
51	12/19/2008	ADVISORY ACTION (PTOL-303)			
50	12/15/2008	AMENDMENT AFTER FINAL REJECTION			
47	12/15/2008	DATE FORWARDED TO EXAMINER			
46	12/11/2008	AMENDMENT AFTER FINAL REJECTION			
45	11/24/2008	MAIL EXAMINER INTERVIEW SUMMARY (PTOL - 413)			
44	11/18/2008	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 413)			
		CASE DOCKETED TO EXAMINER IN GAU			
42	10/02/2008	MAIL FINAL REJECTION (PTOL - 326)			
41	09/30/2008	FINAL REJECTION			
38	08/20/2008	DATE FORWARDED TO EXAMINER			
37	07/10/2008	RESPONSE AFTER NON-FINAL ACTION			
36	04/16/2008	MAIL NON-FINAL REJECTION	1169		-1
35	04/14/2008	NON-FINAL REJECTION			
31	02/14/2008	CASE DOCKETED TO EXAMINER IN GAU			
28	(R14/10/2007)	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
27	10/17/2007	WITHDRAW FLAGGED FOR 5/25			
26	10/16/2007	FLAGGED FOR 5/25			
25	06/19/2007	CASE DOCKETED TO EXAMINER IN GAU			
24	01/19/2007	CASE DOCKETED TO EXAMINER IN GAU			
23	01/17/2007	TRANSFER INQUIRY TO GAU			
22	06/26/2006	CASE DOCKETED TO EXAMINER IN GAU			
21	03/19/2004	REFERENCE CAPTURE ON IDS			
20	06/16/2006	CASE DOCKETED TO EXAMINER IN GAU			
19	01/27/2006	TRANSFER INQUIRY TO GAU			
		TRANSFER INQUIRY TO GAU			
17	11/03/2004	IFW TSS PROCESSING BY TECH CENTER COMPLETE			
16	10/25/2004	NEW OR ADDITIONAL DRAWING FILED			

15	10/25/2004	MISCELLANEOUS INCOMING LETTER	1		
14	05/11/2004	REFERENCE CAPTURE ON IDS			
		INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
13	03/19/2004	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
12	03/03/2004	APPLICATION RETURN FROM OIPE			
11	03/03/2004	APPLICATION RETURN TO OIPE			
10	03/03/2004	APPLICATION RETURN FROM OIPE			
9	03/03/2004	APPLICATION IS NOW COMPLETE			
8	03/03/2004	PRE-EXAM OFFICE ACTION WITHDRAWN			
7	03/03/2004	APPLICATION RETURN TO OIPE			
6	03/02/2004	APPLICATION DISPATCHED FROM OIPE			
5	03/02/2004	APPLICATION IS NOW COMPLETE			
4	02/10/2004	CLEARED BY OIPE CSR			
3	02/10/2004	CASE CLASSIFIED BY OIPE			
2	12/28/2003	IFW SCAN & PACR AUTO SECURITY REVIEW			
1	12/02/2003	INITIAL EXAM TEAM NN			

Search Another: Application# Search

## **EXPLANATION OF PTA CALCULATION**

## **EXPLANATION OF PTE CALCULATION**

To go back, right click here and select Back. To go forward, right click here and select Forward. To refresh, right click here and select Refresh.

Back to OASIS | Home page